

DECLARATION FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, post office address, and citizenship is as stated below next to my name.

I believe I am the first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**DEVICE FOR IMPEDING A ROUTE OF
TRAVEL OF CRAWLING ARTHROPODS**

the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37 Code of Federal Regulations § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any U.S. provisional application(s):

**U.S. Provisional Application No. 60/181,395;
Filed: February 9, 2000**

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Sandra M. Koenig, Reg. No. 33,722
Timothy E. Nauman, Reg. No. 32,283
Scott A. McCollister, Reg. No. 33,961

Address all telephone calls to: Sandra M. Koenig
at telephone number: (216) 861-5582

Address all correspondence to:

Sandra M. Koenig
FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP
1100 Superior Avenue, Seventh Floor
Cleveland, Ohio 44114

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole inventor: Ernest H. Roberts
Inventor's signature: Ernest H. Roberts

Date: Dec 21, 2000

Residence: 2200 North Ridge Road
Elyria, Ohio 44036

Citizenship: U.S.A.

Post Office Address: 2200 North Ridge Road
Elyria, Ohio 44036

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ernest H. Roberts
Serial No. : Unknown
Filed : Herewith
Title : **DEVICE FOR IMPEDING A ROUTE
OF TRAVEL OF CRAWLING
ARTHROPODS**
Attorney Docket : RTS 2 0017

STATUS AS A SMALL BUSINESS ENTITY

Assistant Commissioner
For Patents
Washington, D.C. 20231

Dear Sir:

The undersigned declares:

That he/she is an officer of the assignee Lineguard Inc., and is empowered to act on behalf of the assignee;

That the assignee Lineguard Inc., together with all of its affiliates combined had fewer than five hundred (500) employees including full-time, part-time, and temporary employees on the average during each pay period of the previous fiscal year of the assignee and its affiliates; and,

That the assignee has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business under 37 C.F.R. 1.9(d) or a nonprofit organization under 37 C.F.R. 1.9(e).

The undersigned acknowledges a duty to file this application or patents issuing thereon, notification of any change in status resulting in loss of entitlement to small entity status prior to paying or at the time of paying, the earliest of the issue fee

or any maintenance fee due after the date on which status as a small entity is no longer appropriate.

The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful and false statements may jeopardize the validity of the application or any patent issuing thereon.

LINEGUARD INC.

Date: Dec 25, 2000

By: Ernest Alberstar

Title: Chairman, President & CEO

Please type a plus sign (+) inside this box

POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

Utility Patent Application
Attorney Docket No.: FLG-028US
Application No.: 09/750,831
First Named Inventor: Ernest Roberts
Filing Date: 12/28/00
For: DEVICE FOR IMPEDING A ROUTE OF
TRAVEL OF CRAWLING ARTHROPODS

As a below named inventor(s), I/we hereby appoint:

Practitioners at Customer Number 23717
Law Offices of Brian S. Steinberger, P. A.

Direct all correspondence to: Customer Number: 23717

Name: Law Offices of Brian S. Steinberger, P. A.
Address: 101 Brevard Avenue
City: Cocoa, FL 32922
Country: USA
Telephone: (321) 633-5080
Fax: (321) 633-9322

I am the: Applicant/Inventor.

Assignee of Records of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

Name: RICHARD S. PATTERSON

Richard S. Patterson
Signature of Inventor

8-12-02
Date



UNITED STATES DEPARTMENT OF COMMERCE

Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

MARCH 27, 2001

PTAS

FAY, SHARPE, FAGAN, MINNICH, ET AL
SANDRA M. KOENIG
1100 SUPERIOR AVENUE, 7TH FLOOR
CLEVELAND, OHIO 44114-2518



101585560A

RTS 2217

APR 0 2001

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

FAY, SHARPE, BEALL, FAGAN,
MINNICH & KOENIG

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF
THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS
AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER
REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE
INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA
PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD
FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY
CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723.
PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE,
ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY,
SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 12/28/2000

REEL/FRAME: 011420/0484
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:
ROBERTS, ERNEST H.

DOC DATE: 12/21/2000

ASSIGNEE:
LINEGUARD INC.
BOX 1020
ELYRIA, OHIO 44036

SERIAL NUMBER: 09750831
PATENT NUMBER:

FILING DATE: 12/28/2000
ISSUE DATE:

TARA WASHINGTON, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

LAW OFFICES OF BRIAN S. STEINBERGER

Registered Patent Attorneys
101 Brevard Avenue Cocoa, Florida 32922
Phone (321) 633-5080 Fax (321) 633-9322
Email brianss@gdi.net

Brian S. Steinberger (Member FL, PA Bars)*
Roland Dexter (Member TX, NJ, MA Bars)*
Joyce P. Morlin (Member FL, MI, IN, NY Bars)*
* Registered Patent Attorney

In re application of: ERNEST H. ROBERTS
Application No.: 09/579,251
Date filed: 5/25/00
For: BARRIER AGAINST CRAWLING ARTHROPODS
Examiner: ARK, D.
Group No.: 3643
Attorney Docket No.: FLG-027US

In re application of: ERNEST H. ROBERTS
Application No.: 09/750,831
Date filed: 12/28/00
For: A DEVICE FOR IMPEDING A ROUTE OF TRAVEL OF CRAWLING ARTHROPODS
Examiner: ARK, D.
Group No.: 3643
Attorney Docket No.: FLG-028US

In re application of: ERNEST H. ROBERTS
Application No.: 09/690,491
Date filed: 10/17/00
For: COASTER FOR SHIELDING AGAINST CRAWLING ARTHROPODS
Examiner: ARK D.
Group No.: 3643
FLG-030US

Assistant Commissioner for Patents
US Patent and Trademark Office
Washington, DC 20231

Gentlemen:

Enclosed please find a Revocation of Attorney by Assignee/Revocation of Attorney by Inventor/Revocation of Prior Powers, New Power of Attorney and Notice of Change of Correspondence Address for the above referenced U. S. Patent Applications.

Please direct all future communications regarding the above referenced patent to the undersigned.

Sincerely,


Brian S. Steinberger
Registration No.: 36,423
Customer No.: 23717

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail, in an envelope addressed to the: Assistant Commissioner for Patents, Patent and Trademark Office, Washington, D.C. 20231.

7/10/01
Date

Brian S. Steinberger
(Name of Person Mailing Paper)


(Signature of Person Mailing Paper)

In re application of: ERNEST H. ROBERTS
Application No.: 09/579,231
Date filed: 5/25/00
For BARRIER AGAINST CRAWLING ARTHROPODS
Examiner: ARK, D.
Group No.: 3643
Attorney Docket No.: FLG-027US

In re application of: ERNEST H. ROBERTS
Application No.: 09/750,831
Date filed: 12/28/00
For: A DEVICE FOR IMPEDED A ROUTE OF TRAVEL OF CRAWLING ARTHROPODS
Examiner: ARK, D.
Group No.: 3643
Attorney Docket No.: FLG-028US

In re application of: ERNEST H. ROBERTS
Application No.: 09/690,491
Date filed: 10/17/00
For: COASTER FOR SHIELDING AGAINST CRAWLING ARTHROPODS
Examiner: ARK, D.
Group No.: 3643
FLG-030US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
Washington, DC 20231

POWER OF ATTORNEY BY INVENTORS
REVOCATION OF PRIOR POWERS

As a named inventor for the above-identified U.S. patent applications:

Revocation of Prior Power of Attorney

I hereby revoke all power of attorney previously given and

New Power of Attorney

I hereby appoint the following attorney to prosecute and transact all business in the Patent and Trademark Office connected therewith.

BRIAN S. STEINBERGER, Reg. No. 36,423
LAW OFFICES OF BRIAN S. STEINBERGER
101 Brevard Avenue
Cocoa, FL 32922

TELEPHONE: (321) 633-5080
FACSIMILE NO.: (321) 633-9322
CUSTOMER NO.: 23717

Name of Inventor: ERNEST H. ROBERTS
Citizenship: USA
Residence and Post office address: 1439 Brown Drive
Davis, CA 95616

 6-29-01
Signature Date

In re application of: ERNEST H. ROBERTS
 Application No.: 09/579.251
 Date filed: 5/25/00
 For: BARRIER AGAINST CRAWLING ARTHROPODS
 Examiner: ARK, D.
 Group No.: 3643
 Attorney Docket No.: FLG-027US

In re application of: ERNEST H. ROBERTS
 Application No.: 09/750,831
 Date filed: 12/28/00
 For: A DEVICE FOR IMPEDING A ROUTE OF TRAVEL OF CRAWLING ARTHROPODS
 Examiner: ARK, D.
 Group No.: 3643
 Attorney Docket No.: FLG-028US

In re application of: ERNEST H. ROBERTS
 Application No.: 09/690,491
 Date filed: 10/17/00
 For: COASTER FOR SHIELDING AGAINST CRAWLING ARTHROPODS
 Examiner: ARK, D.
 Group No.: 3643
 FLG-030US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
 Washington, DC 20231

POWER OF ATTORNEY BY ASSIGNEE
REVOCATION OF PRIOR POWERS

As a named assignee for the above-identified U. S. patent applications:

Revocation of Prior Power of Attorney

I hereby revoke all power of attorney previously given and

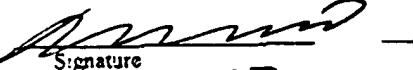
New Power of Attorney

I hereby appoint the following attorney to prosecute and transact all business in the Patent and Trademark Office connected therewith.

BRIAN S. STEINBERGER, Reg. No. 36,423
 LAW OFFICES OF BRIAN S. STEINBERGER
 101 Brevard Avenue
 Cocoa, FL 32922

TELEPHONE: (321) 533-5080
 FACSIMILE NO.: (321) 533-9322
 CUSTOMER NO.: 23717

Assignee: LINEGUARD, INC
 2200 NORTH RIDGE ROAD
 ELYRIA, OHIO 44035


 Signature
 By: ERNEST H. ROBERTS
 ERNEST H. ROBERTS

6-29-01
 Date:

Title: Chairman, President and CEO
 Type or print title

Notice of Change of Correspondence Address

Change the correspondence address on U. S. Patent Application No.: 09/579,251, filed 05/25/00,

U. S. Patent Application No.: 09/750,831, filed 12/28/00, and

U. S. Patent Application No.: 09/690,491, filed 10/17/00 to:

Law Offices of Brian S. Steinberger

Registered Patent Attorneys

101 Brevard Avenue

Cocoa, Florida 32922

USA

Customer No.: 23717

Assignee: LINEGUARD, INC
2200 NORTH RIDGE ROAD
ELYRIA, OHIO 44035


Signature

Date: 6-29-01

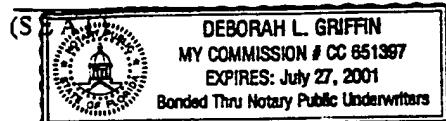
By: 
ERNEST H. ROBERTS

Title: Chairman, President and CEO
Type or print title

STATE OF Florida
COUNTY OF Brevard) SS.

On this 29th day of June, 2001, before me personally appeared, Ernest H. Roberts, the person who signed this instrument, who is personally known to me, or provided the following identification, Fiduciary to Lineguard, Inc. who acknowledged that he signed it as a free act on behalf of Lineguard, Inc. with full authority to do so. #163-208-20-455-0


Notary
My commission expires:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First named applicant: ERNEST H. ROBERTS

Serial No.: 09/750,831

Group No.: 3635

Filed: 12/28/2000

Examiner: STEVE M. VARNER

For: DEVICE FOR IMPEDING A ROUTE OF TRAVEL OF CRAWLING ARTHROPODS

DECLARATION UNDER 37 CFR 1.131

Honorable Commissioner of Patents
and Trademarks
Washington DC 20231

Sir:

ERNEST H. ROBERTS and PHILIP G. KOEHLER declare that they are the inventors, who on December 28, 2000 filed the above-identified application and that the above application, claims priority to U. S. Provisional Application 60/181,395 filed February 9, 2000.

Mr. ROBERTS and Dr. KOEHLER further declare that this invention was conceived and reduced to practice in this country prior to October 26, 1998 (herein after referred to as the effective date), which was the filing date of U.S. Patent 6,230,435 to Carman.

ERNEST H. ROBERTS and PHILIP G. KOEHLER state that the invention was reduced to practice as a working prototype prior to the effective date of the 6,230,435 Carman's patent, as evidenced by invoices dated April 6, 1998, a copy of which is attached hereto as (Exhibit 1) and invoice dated July 8, 1998, a copy of which is attached hereto as (Exhibit 2), and as depicted in five photograph copies attached hereto as (Exhibit 3) and that such dates were before the "effective date" of the Carman patent.

ERNEST H. ROBERTS and DR. PHILIP G. KOEHLER further declare that they do not know and do not believe that their invention had been made public more than one year prior to the application being filed, and that they have never abandoned the invention.

MR. ROBERTS and DR. KOEHLER further declares that all statements made herein of their own knowledge are true and that all statements made on information and belief are believed to be true; and further that

Attorney Dkt: FLG-028US
these statements were made with the knowledge that willful false statements and the like so made are punishable by
fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false
statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

ERNEST H. ROBERTS


PHILIP G. KOEHLER

Dated: 7/17, 2002

Brian S. Steinberger
Attorney of Record
Registration No. 36,423
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Registered Patent Attorneys
101 Brevard Avenue
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(321) 633-5080
Customer No.: 23717

First named applicant: ERNEST H. ROBERTS
Serial No.: 09/750,831
Group No.: 3635
Filed: 12/28/2000
Examiner: STEVE M. VARNER

For: DEVICE FOR IMPEDING A ROUTE OF TRAVEL OF CRAWLING ARTHROPODS

DECLARATION UNDER 37 CFR 1.131

Honorable Commissioner of Patents
and Trademarks
Washington DC 20231

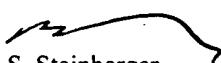
Sir:

Brian S. Steinberger declares that he is a registered patent attorney, and a member of the State Bars of Florida and Pennsylvania; that ERNEST H. ROBERTS and PHILIP G. KOEHLER reduced to practice a version of their invention as evidenced by copies of invoices dated April 6, 1998 and July 8, 1998 attached as Exhibit 1 and Exhibit 2 and five copies of photographs attached as (Exhibit 3).

He further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Dated: 4/17, 2002


Brian S. Steinberger
Registered Patent Attorney
Registration No. 36,423
Law Offices of Brian S. Steinberger, P. A.
101 Brevard Avenue
Cocoa, Florida 32922
(321) 633-5080
Customer No.: 23717

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FEB-24-2002 SUN 10:12 PM BRIAN S STEINBERGER PA FAX NO. 633 8322

FORMAN

PAGE 01

P. 02

Attorney Dkt: FLG-028US

These statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

Ernest H. Roberts
ERNEST H. ROBERTS

PHILLIP G. KOEHLER

Dated: 4/17, 2002

Brian S. Steinberger
Attorney of Record
Registration No. 36,423
Law Office of Brian S. Steinberger, P.A.
Registered Patent Attorneys
101 Brevard Avenue
Cocoa, Florida 32922
(321) 633-5080
Customer No.: 23717